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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Serial No.:	10/674,911	) Art Unit 3764
Confirmation No.:	8978	)
Filed:	September 29, 2003	)
For:	SYSTEMS AND METHODS FOR CONTROLLING THE OPERATION OF ONE OR MORE EXERCISE DEVICES AND PROVIDING MOTIVATIONAL PROGRAMMING	)
Customer No.:	022913	)
Examiner:	Glenn E. Richman	)

TRANSMITTAL FOR SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

- Statement of relevance of selected cited references not in the English language which are not translated.
- Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.
- Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

A. Additional Materials Required Due to Content of Information Disclosure Statement

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

- Form PTO-1449 listing 3 references submitted for consideration.
- DVD labeled "iFIT.com Media Coverage News Clips Ver. 3.0," dated March 30, 2000.
- English translations of \_\_\_\_\_ of the references listed on the Form PTO-1449 which are not in the English language.
- Copies of the following documents from the prosecution of a previous, related application:
  - Form PTO-1449 AND INFORMATION DISCLOSURE STATEMENT; and
  - Form PTO-892

B. Additional Materials Required Due to Timing of Filing of Information Disclosure Statement

The transmitted Information Disclosure Statement is being filed within one (1) of the following four (4) time periods:

- I.  Prior to the latter of either three (3) months following the filing date or the mailing of a first Office Action. Accordingly, no materials other than those listed above are enclosed.
- II.  Following the latter of either three (3) months following the filing date or the mailing of a first Office Action, but before the mailing of a final Office Action or a Notice of Allowance. Accordingly, to secure consideration thereof, one (1) of the following is also enclosed:
  - Promptness Certification; or
  - Check No. \_\_\_\_\_ in the amount of \_\_\_\_\_ constituting the submission fee set forth in 37 C.F.R. § 1.17(p).
- III.  After the mailing of a Notice of Allowance, but before payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:
  - Promptness Certificate;
  - Petition for Consideration; and
  - Check No. in the amount of \_\_\_\_\_ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).
- IV.  After payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:

— Petition to Withdraw from Issue; and

— Check No. \_\_\_\_\_ in the amount of \_\_\_\_\_ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).

C. Fees

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed.

Any fee required in relation to filing of this letter or any documents transmitted therewith.

— The submission fee set forth in 37 C.F.R. § 1.17(p) in the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that any Promptness Certificate submitted meets the requirements of 37 C.F.R. § 1.97(e).

— The submission fee set forth in 37 C.F.R. § 1.17(p).

— The petition fee set forth in 37 C.F.R. § 1.17(i)(1).

Dated this 13<sup>th</sup> day of March 2008.

Respectfully submitted,

/J. Dustin Howell/ Reg. # 60701  
J. DUSTIN HOWELL

Attorney for Applicant  
Registration No. 60,701  
Customer No. 022913

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EXPRESS MAIL LABEL NO. EV 912289045 US

PATENT APPLICATION  
Docket No: 13914.579.11



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application of: )  
Watterson et al. )  
Serial No.: 10/674,911 ) Art Unit  
Confirmation No.: 8978 ) 3764  
Filed: September 29, 2003 )  
For: SYSTEMS AND METHODS FOR )  
CONTROLLING THE OPERATION )  
OF ONE OR MORE EXERCISE )  
DEVICES AND PROVIDING )  
MOTIVATIONAL PROGRAMMING )  
Customer No.: 022913 )  
Examiner: Glenn E. Richman )

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 13<sup>th</sup> day of March 2008.

Respectfully submitted,

J. Dustin Howell/ Reg. # 60701  
J. DUSTIN HOWELL

Attorney for Applicant  
Registration No. 60,701  
Customer No. 022913

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PATENT & TRADEMARK OFFICE

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Watterson et al.				Docket No. 13914.579.11
Serial No. 10/674,911	Filing Date September 29, 2003	Confirmation No. 8978	Examiner Glenn E. Richman	Group Art Unit 3764
Invention: SYSTEMS AND METHODS FOR CONTROLLING THE OPERATION OF ONE OR MORE EXERCISE DEVICES AND PROVIDING MOTIVATIONAL PROGRAMMING				

I hereby certify that the following are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

Transmittal For Supplemental Information Disclosure Statement (3 pages) (in duplicate)  
Supplemental Information Disclosure Statement (2 pages)  
Form PTO-1449 (2 pages)  
DVD labeled "iFIT.com Media Coverage News Clips Ver. 3.0," dated March 30, 2000  
Postcard

J. Dustin Howell



(Signature of Person Mailing Correspondence)

EV 912289045 US  
("Express Mail" Mailing Label Number)

March 15<sup>th</sup>, 2008  
(Date of Deposit)

JDH:jbe  
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